

**CHESTERFIELD COUNTY COUNCIL
REGULAR MEETING
COUNTY COUNCIL MULTI-PURPOSE BUILDING
NOVEMBER 5, 2008 9:00 A.M.**

PRESENT: Chairman J. Matthew Rivers, Vice-Chair Lenora V. Powe, Council Members: Gerald L. Miller, G. Franklin Plyler, Bruce E. Rivers, Anne Brumley, Kenneth A. Johnson, Robert G. Cole, Crawford Moore, Administrator J. Ronald Thurman, Assistant Administrator Denise Douglass, and Clerk to Council Michelle Sellers. Also attending the meeting were Cynthia Barnes from Chesterfield, R.P Presson with Teal's Mill Fire Department, Donna Rivers with Chesterfield County Council of Aging, and Tim Eubanks with the Road Department. There were others attending the meeting who did not sign the sign-in sheet.

CALL TO ORDER AND PRAYER

Chairman J. Matthew Rivers welcomed everyone and asked Administrator J. Ronald Thurman to open the meeting with prayer.

ADOPTION OF AGENDA

Council Member Moore made a motion to adopt the November 5, 2008 Meeting agenda. Council Member Brumley seconded the motion. Voting in favor of the motion was unanimous. Chairman J. Matthew Rivers then stated that Council will need to go in to closed session to discuss a contractual matter and for legal briefing.

APPROVAL OF MINUTES

Council Member Johnson made a motion to approve the October 1, 2008 regular Meeting minutes. Council Member Cole seconded the motion. Voting in favor of the motion was unanimous.

SIGNING OF BONDS, PAYROLL, AND AUTHORIZATIONS

None

APPOINTMENTS

a. Cynthia Barnes, Citizen of Chesterfield

Ms. Barnes appeared before Council regarding Zoning ordinance changes and reviews. Ms. Barnes stated that she is continuing her research on the Building and Zoning Ordinances. She also stated that she has met with Keith Benton with Codes Enforcement after the October's meeting. It is her understanding that the hazardous waste, nuclear waste, sanitary waste, etc. are prohibited but was not sure if that meant just in the city limits or if that was in the county? Then in review the zoning ordinance there are guidelines that give direction to these facilities in Chesterfield County as to how they need to operate. Would like to know if it is prohibited then why would there be guidelines in the ordinance. Can DHEC overrule any building and zoning ordinance or is it just specific to businesses? At last month's meeting she mentioned to council about the moratorium on facilities coming in to the county.

PUBLIC COMMENTS

None

PUBLIC HEARINGS

a. Aircraft Assessment Ratio Reduction Public Hearing

Council Member Moore made a motion to open public hearing. Council Member Miller seconded the motion. Voting in favor of the motion was unanimous. There were no oral comments from the public made nor were any written comments received.

Council Member Johnson made a motion to close public hearing. Council Member Bruce E. Rivers seconded the motion. Voting in favor of the motion was unanimous.

b. Carolina Centre Industrial Park Ordinance Public Hearing

Council Member Brumley made a motion to open public hearing. Council Member Powe seconded the motion. Voting in favor of the motion was unanimous. There were no oral comments from the public made nor were any written comments received.

Council Member Johnson made a motion to close public hearing. Council Member Powe seconded the motion. Voting in favor of the motion was unanimous.

c. Joint Industrial Park Ordinance Public Hearing

Council Member Cole made a motion to open public hearing. Council Member Brumley seconded the motion. Voting in favor of the motion was unanimous. There were no oral comments from the public made nor were any written comments received.

Council Member Johnson made a motion to close public hearing. Council Member Powe seconded the motion. Voting in favor of the motion was unanimous.

ORDINANCE READINGS AND RESOLUTIONS

a. Aircraft Assessment Reduction Ordinance – 3rd Reading

Council Member Powe made a motion to pass 3rd reading. Council Member Moore seconded the motion. Voting in favor of the motion was unanimous.

b. Carolinas Centre Industrial park Agreement – 3rd Reading

Council Member Moore made a motion to pass 3rd reading. Council Member Powe seconded the motion. Voting in favor of the motion was unanimous.

c. Joint Industrial Park Agreement – 3rd Reading

Council Member Moore made a motion to pass 3rd reading. Council Member Cole seconded the motion. Voting in favor of the motion was unanimous.

d. Lease Purchase Ordinance – 2nd Reading

Council Member Johnson made a motion to pass 2nd reading. Council Member Powe seconded the motion. Voting in favor of the motion was unanimous.

e. Reassessment Postponement Ordinance – 2nd Reading

Council Member Moore made a motion to pass 2nd reading. Council Member Plyler seconded the motion. Voting in favor of the motion was unanimous.

f. Cheraw Rural Fire Contract – 1st Reading

Council Member Moore made a motion to pass 1st reading. Council Member Cole seconded the motion. Voting in favor of the motion was unanimous.

g. Zoning Ordinance Amendment – 1st Reading

Council Member Bruce E. Rivers made a motion to pass 1st reading. Council Member Moore seconded the motion. Voting in favor of the motion was unanimous.

STANDING COMMITTEE REPORTS

None

ITEMS SUBMITTED BY COUNCIL

a. Boards and Commissions Review- Council Vice-Chair Powe

Council Vice-Chair Powe requested that this item be placed on the agenda for consideration by Council. She is requesting that council do some housekeeping regarding the current appointed Boards and Commissions. Some of these boards are required by law and some just still exist, but are not active. Council Member Powe requested council look at the information and bring back to the December's meetings any appointments that need to be made.

b. Rumble Strip Location Request – Council Member Plyler

Council Member Plyler requested that this item be placed on the agenda for Council's consideration. Councilman Plyler is requesting that Council official request to the SCDOT office in Columbia that rumble strips be installed at the intersection of Cedar Creek Road and the Ruby-Hartsville Road. This request is due to the number of accidents and near-accidents that result at this intersection. Council Member Plyler made a motion that Council requests the SCDOT to install rumble strips at the intersection of Cedar Creek Road and the Ruby-Hartsville Road. Council Member Johnson seconded the motion. Voting in favor of the motion was unanimous.

ITEMS SUBMITTED BY STAFF

a. State Cuts in County Local Government Fund – D. Douglass

Administrator Thurman asked Ms. Douglass, to bring Council up to date on the current funding cuts by the State. Since the 08/09 budget was passed, the State has now cut approximately \$180,000 in revenue from our Local Government Fund. Chairman J. Matthew Rivers stated that if you would note in your hand out that Mrs. Denise Douglass has accepted the position as Assistant Administrator and would like to welcome her.

Mrs. Douglass stated that the state has cut the county approximately \$200,000.00 this year which is about 2 mills for Chesterfield County. The county is really not in a position to absorb this kind of cut. It is going to be very critical for us to recoup any lost revenue that is allowable under the cap. If we don't recoup this lost revenue it will just

carry forward. Mrs. Douglass stated that some possible solutions to that would be looking at cutting some of the expenses; maybe discover more grant opportunities, and possibly look at fee increases.

Council Member Johnson asked if this \$200,000.00 would affect this year's budget. Mrs. Douglass stated that it would affect this year's budget. Council Member Bruce E. Rivers stated that he brought some information a few months ago in regards to loss revenue this county is suffering in regards to vehicles in this county that are not paying taxes.

UNFINISHED BUSINESS

a. IWP Landfill Closure

New State regulations now require that a County notify DHEC by November 19th as to their intentions regarding the continued operation or closure of their current landfills.

Chairman J. Matthew Rivers stated that Council will discuss this in executive session and when back in regular session will take action.

NEW BUSINESS

a. Letter of Support Request – Teal's Mill Fire Department

Mr. R. P. Presson, Chief of the Teal's Mill Fire Department is requesting that Council provide his department with a letter of support for the purchase of a new fire truck. The letter would signify that Council supports the project, as well as, the fact that the project will have no adverse impact on any similar facilities. This support letter will not financially obligate Chesterfield County regarding this purchase. It is the policy that Council approves all letters of support.

Council Member Powe made a motion to provide Teal's Mill Fire Department with a letter of support for the new purchase of a new fire truck. Council Member Bruce E. Rivers seconded the motion. Voting in favor of the motion was unanimous.

ANNOUNCEMENTS

Crawford Moore

None

Bruce E. Rivers

None

Anne Brumley

None

Lenora V. Powe

Jazz Festival was successful

Gerald L. Miller

None

Kenneth A. Johnson

None

George Franklin Plyler

None

J. Matthew Rivers

None

Robert G. Cole

None

EXECUTIVE SESSION

Chairman J. Matthew Rivers recommended Council enter into Executive Session in accordance with S.C. Law, Section 30-4-70 of the S. C. Code of Laws, to discuss contractual matter and legal briefing.

Council Member Johnson made a motion to enter Executive Session. Council Member Plyler seconded the motion. Voting in favor of the motion was unanimous.

Council Member Johnson made a motion to exit Executive Session. Council Member Powe seconded the motion. Voting in favor of the motion was unanimous.

REGULAR SESSION

Chairman J. Matthew Rivers reported Council is back in regular session. No action was taken in executive Session.

Council Member Johnson made a motion to pass 1st reading to postpone the implementation of reassessment for a period of one year. Council Member Plyler seconded the motion. Voting in favor of the motion was unanimous.

Council Member Bruce E. Rivers made a motion that it would be in the county's best interest to close the IWP Landfill. Council Member Moore seconded the motion. Voting in favor of the motion was unanimous.

ADJOURN

Council Member Moore made a motion to adjourn. Council Member Cole seconded the motion. Voting in favor of the motion was unanimous.

APPROVED:

ATTEST:

J. MATTHEW RIVERS, CHAIRMAN

MICHELLE SELLERS
CLERK TO COUNCIL

DATE:_____